

## **ORDINANCE NO. F-0761**

**AN ORDINANCE GRANTING A SIDE YARD VARIATION  
ON A CERTAIN PIECE OF PROPERTY COMMONLY KNOWN AS  
2181 EMBDEN LANE - HUSSAIN**

**WHEREAS**, written application has been made requesting a variation to Article 3.4A 5b of the City of Wheaton Zoning Ordinance in order to construct a second floor addition onto an existing home with a side yard setback of 6.98 feet in lieu of the required 10.64 feet; and

**WHEREAS**, pursuant to notice as required by the Illinois Municipal Code and the Wheaton Zoning Ordinance, a public hearing was convened by the Wheaton Planning & Zoning Board on August 13, 2002 and concluded on August 27, 2002 to consider the variation request and the Wheaton Planning & Zoning Board has recommended approval of the zoning variation.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Wheaton,  
DuPage County, Illinois, pursuant to its home rule powers, as follows:

Section 1: Pursuant to the Findings of Fact determined by the Wheaton Planning & Zoning Board, a variation is granted to Article 3.4A 5b of the City of Wheaton Zoning Ordinance to allow the construction of a second floor addition onto an existing home with a side yard setback of 6.98 feet in lieu of the required 10.64 feet in accordance with the statements and revisions submitted August 19, 2002 to the original plans entitled "*Hussain Variance, 2181 Embden Lane, Wheaton, IL 60187; Sheets 1 and 2; prepared by Waterman Bros. Construction, Inc., Wheaton, Illinois dated June 11, 2002.*"

The property that is subject of the variation is legally described as:

LOT 84 IN JOE KEIM'S ARROWHEAD UNIT NO. 5, A SUBDIVISION IN PART OF THE  
SOUTHWEST  $\frac{1}{4}$  OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD  
PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 17, 1978  
AS DOCUMENT R78-77700, IN DUPAGE COUNTY, ILLINOIS. P.I.N. 05-30-307-015

The property is commonly known as 2181 Embden Lane, Wheaton, Illinois 60187.

Section 2: All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 3: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.

  
\_\_\_\_\_  
Mayor

ATTEST:

Eric M. Condega  
City Clerk

Roll Call Vote

Ayes:

Councilman Mouhelis  
Councilman Eckhoff  
Councilman Gresk  
Mayor Carr  
Councilman Johnson  
Councilwoman Johnson  
Councilman Mork

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: October 7, 2002

Published: October 8, 2002